

## Federal Regulatory Air Actions 2014

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New Reference Method for PM10  Ambient Air Monitoring  40 CFR Part 53	8/20/14	<a href="#">Notice</a>	Notice is hereby given that the Environmental Protection Agency (EPA) has designated, in accordance with 40 CFR Part 53, a new reference method for measuring concentrations of PM 10 in the ambient air.		<a href="#">EPA Ambient Air Monitoring Website</a>
RICE Engines  NESHAP  40 CFR Part 63  Subpart ZZZZ	8/15/14	<a href="#">Final Decision on Reconsideration</a>	On January 30, 2013, the Environmental Protection Agency (EPA) finalized amendments to the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and the Standards of Performance for Stationary Internal Combustion Engines. Subsequently, the EPA received three petitions for reconsideration of the final rule. On September 5, 2013, the EPA announced reconsideration of and requested public comment on three issues raised in the petitions for reconsideration. A summary of the public comments received on the September 5, 2013, notice of reconsideration and the EPA's responses to those comments (Response to Comment document) can be found in the rulemaking docket at Docket Number EPA-HQ-OAR-2008-0708. After careful consideration of the public comments received on the September 5, 2013, notice, the EPA has determined that it will not propose any changes to the regulations at this time related to the three petition issues, and is providing notice of this decision. The EPA is informing the petitioners of the decision in separate letters to the petitioners. The letters explain the EPA's reasons for not proposing changes to the regulations for those three issues. Further discussion of the three petition issues can be found in the Response to Comment document.		<a href="#">NDEQ Air Toxics Notebook Subpart ZZZZ</a>

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Stationary Internal Combustion Engines  NSPS  40 CFR Part 60  Subpart JJJJ and IIII	8/15/14	<a href="#">Final Decision on Reconsideration</a>	On January 30, 2013, the Environmental Protection Agency (EPA) finalized amendments to the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and the Standards of Performance for Stationary Internal Combustion Engines. Subsequently, the EPA received three petitions for reconsideration of the final rule. On September 5, 2013, the EPA announced reconsideration of and requested public comment on three issues raised in the petitions for reconsideration. A summary of the public comments received on the September 5, 2013, notice of reconsideration and the EPA's responses to those comments (Response to Comment document) can be found in the rulemaking docket at Docket Number EPA-HQ-OAR-2008-0708. After careful consideration of the public comments received on the September 5, 2013, notice, the EPA has determined that it will not propose any changes to the regulations at this time related to the three petition issues, and is providing notice of this decision. The EPA is informing the petitioners of the decision in separate letters to the petitioners. The letters explain the EPA's reasons for not proposing changes to the regulations for those three issues. Further discussion of the three petition issues can be found in the Response to Comment document.		<a href="#">NDEQ NSPS Notebook Subpart IIII</a>  <a href="#">NDEQ NSPS Notebook Subpart JJJJ</a>
2013 RFS Reporting Requirements  Fuels and Fuel Additives  40 CFR Part 80	8/8/14	<a href="#">Direct Final Rule</a>	The Environmental Protection Agency (EPA) is proposing to extend two reporting deadlines for the 2013 compliance period under the Renewable Fuel Standard (RFS) program. This proposed action would specifically affect the annual compliance and attest engagement reporting requirement deadlines for regulated parties. The annual compliance reports and attest engagement reports for the 2013 RFS compliance period would not be due until 30 days and 90 days, respectively, following publication of the final rule establishing	Comments must be received by September 15, 2014	<a href="#">EPA RFS Website</a>
Additional of Global Warming Potentials  GHG Reporting Rule  40 CFR Part 98	7/31/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing to add chemical-specific and default global warming potentials (GWPs) for a number of fluorinated greenhouse gases (GHGs) and fluorinated heat transfer fluids (HTFs) to the general provisions of the Greenhouse Gas Reporting Rule. Currently, these fluorinated GHGs and HTFs are not assigned GWPs under the rule. The proposed changes would increase the completeness and accuracy of the carbon dioxide (CO <sub>2</sub> )-equivalent emissions calculated and reported by suppliers and emitters of fluorinated GHGs and HTFs. In addition, the EPA is proposing conforming changes to the provisions for the Electronics Manufacturing and Fluorinated Gas Production source categories.	Comments must be received by September 2, 2014	<a href="#">EPA's Greenhouse Gas Reporting Program Website</a>
Radon Emissions from Operating Mill Tailings  NESHAP  40 CFR Part 63  Subpart W	7/21/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency is announcing an extension of the public comment period for the Notice of Proposed Rulemaking (NPRM) requesting public comment and information on revisions to the EPA's "National Emission Standards for Radon Emissions from Operating Mill Tailings". The EPA published the NPRM on May 2, 2014 in the Federal Register, which included a request for comments on or before July 31, 2014. The purpose of this action is to extend the public comment period an additional 90 days.	Comments must be received by October 29, 2014	<a href="#">NDEQ Air Toxics Notebook Subpart W</a>

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Oil and Natural Gas Sector  NSPS  40 CFR Part 60  Subpart OOOO	7/17/14	<a href="#">Proposed Rule</a>	On August 16, 2012, the Environmental Protection Agency (EPA) published final new source performance standards for the oil and natural gas sector. The Administrator received petitions for administrative reconsideration of certain aspects of the standards. On September 23, 2013, the EPA published final amendments as a result of reconsideration of issues related to implementation of the storage vessel provisions. Following that action, the Administrator again received petitions for administrative reconsideration pertaining to the storage vessel provisions. In this notice, the EPA is announcing proposed amendments and clarifications as a result of reconsideration of certain issues related to well completions and additional issues pertaining to storage vessels. The proposed amendments also address other issues raised for reconsideration and make technical corrections and amendments to further clarify the rule.	Comments must be received by August 18, 2014	<a href="#">NDEQ NSPS Notebook Subpart OOOO</a>
Municipal Solid Waste Landfills  NSPS  40 CFR Part 60  Subpart WWW and Cc	7/17/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing a new subpart, 40 CFR part 60, subpart WWW that updates the Standards of Performance for Municipal Solid Waste Landfills. Under section 111 of the Clean Air Act, the EPA must review, and, if appropriate, revise standards of performance at least every 8 years. The EPA's review of the standards for municipal solid waste landfills applies to landfills that commence construction, reconstruction, or modification after July 17, 2014. The proposed standards reflect changes to the population of landfills and an analysis of the timing and methods for reducing emissions. The proposed standards also address other regulatory issues including the definition of landfill gas treatment systems, among other topics. The new subpart will reduce emissions of landfill gas, which contains both nonmethane organic compounds and methane. These avoided emissions will improve air quality and reduce public health and welfare effects associated with exposure to landfill gas emissions.	Comments must be received by September 15, 2014	<a href="#">NDEQ NSPS Notebook Subpart WWW</a>
Grain Elevators  NSPS  40 CFR Part 60  Subpart DD	7/9/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing amendments to the Standards of Performance for Grain Elevators as a result of the 8-year review of the new source performance standards required by the Clean Air Act. We are proposing to clarify certain provisions in the existing subpart DD. The EPA is also proposing a new subpart DDa for grain elevators, which would apply to affected facilities that commence construction, modification or reconstruction after July 9, 2014 and includes the proposed clarifications for subpart DD and several new provisions. In response to Executive Order 13563, Improving Regulation and Regulatory Review, the EPA conducted an analysis of subpart DD. In considering the directives of the Executive Order, the EPA conducted several analyses to determine the effectiveness of subpart DD, to determine whether subpart DD is still relevant, and to determine whether subpart DD is excessively burdensome. Based on the results of these analyses, the EPA concluded that subpart DD is still effective, relevant and not excessively burdensome.	Comments must be received by October 7, 2014	<a href="#">NDEQ NSPS Notebook Subpart DD</a>

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Off-site Waste and Recovery Operations (OSWRO)  NESHAP  40 CFR Part 63  Subpart DD	7/2/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing amendments to the national emission standards for hazardous air pollutants (NESHAP) for off-site waste and recovery operations (OSWRO) to address the results of the residual risk and technology review (RTR) conducted under the Clean Air Act (CAA). In light of our residual risk and technology review, we are proposing to amend the requirements for leak detection and repair and the requirements for certain tanks. In addition, the EPA is proposing amendments to revise regulatory provisions pertaining to emissions during periods of startup, shutdown and malfunction; add requirements for electronic reporting of performance test results; revise the routine maintenance provisions; clarify provisions pertaining to open-ended valves and lines; add monitoring requirements for pressure relief devices; clarify provisions for some performance test methods and procedures; and make several minor clarifications and corrections.	Comments must be received by August 18, 2014	<a href="#">NDEQ Air Toxics Notebook Subpart DD</a>
Nitric Acid Plants  NSPS  40 CFR Part 60  Subpart Ga	5/6/14	<a href="#">Correction</a>	Correction to calculations.		<a href="#">NDEQ NSPS Notebook Subpart Ga</a>
Electronics Manufacturing  Greenhouse Gas Reporting  40 CFR Part 98  Subpart I	5/6/14	<a href="#">Correction</a>	Correction to calculations.		<a href="#">EPA GHG Reporting Program</a>
Cellulosic Biofuel Standard  Fuels and Fuel Additives  40 CFR Part 80	5/2/14	<a href="#">Direct Final Rule</a>	The Environmental Protection Agency (EPA) is proposing to revise the 2013 cellulosic biofuel standard published on August 15, 2013. This action only affects the 2013 cellulosic biofuel standard; all other RFS standards remain unchanged. EPA is proposing a revised cellulosic biofuel standard of 0.0005% for 2013. In the "Rules and Regulations" section of this Federal Register, we are making this same amendment as a direct final rule. If we receive no adverse comment, the direct final rule will go into effect and we will not take further action on this proposed rule.	Comments must be received on or before June 2, 2014.	<a href="#">EPA RFS Website</a>
Radon Emissions from Operating Mill Tailings  NESHAP  40 CFR Part 63  Subpart W	5/2/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing to revise certain portions of the National Emission Standards for Hazardous Air Pollutants (NESHAP) for radon emissions from operating uranium mill tailings. The proposed revisions are based on EPA's determination as to what constitutes generally available control technology or management practices (GACT) for this area source category. We are also proposing to add new definitions to this rule, revise existing definitions and clarify that the rule applies to uranium recovery facilities that extract uranium through the in-situ leach method and the heap leach method.	Comments must be received on or before July 31, 2014.	<a href="#">NDEQ Air Toxics Notebook Subpart W</a>

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Kraft Pulp Mills  NSPS  40 CFR Part 60  Subpart BB	4/4/14	<a href="#">Final Rule</a>	This action finalizes revisions to the new source performance standards for kraft pulp mills. These revised standards include particulate matter emission limits for recovery furnaces, smelt dissolving tanks and lime kilns, and opacity limits for recovery furnaces and lime kilns equipped with electrostatic precipitators. These revised standards apply to emission units commencing construction, reconstruction or modification after May 23, 2013. This final rule removes the General Provisions exemption for periods of startup, shutdown and malfunction resulting in a standard that applies at all times. This final rule also includes additional testing requirements and updated monitoring, recordkeeping and reporting requirements for affected sources, including electronic reporting of performance test data. These revisions to the testing, monitoring, recordkeeping and reporting requirements are expected to ensure that control systems are properly maintained over time, ensure continuous compliance with standards and improve data accessibility for the Environmental Protection Agency (EPA), states, tribal governments and communities.		<a href="#">NDEQ NSPS Notebook Subpart BB</a>
Group IV Polymers and Resins; Pesticide Active Ingredient Production; and Polyether Polyols Production  NESHAP  40 CFR Part 63  Subparts JJJ, MMM, and PPP	3/27/14	<a href="#">Final Rule</a>	This action finalizes the residual risk and technology review conducted for nine source categories regulated under the National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins; Pesticide Active Ingredient Production; and Polyether Polyols Production. Today's action promulgates amendments concerning the following: Residual risk reviews; technology reviews; emissions during periods of startup, shutdown and malfunction; standards for previously unregulated hazardous air pollutant emission sources; revisions to require monitoring of pressure relief devices that release to the atmosphere; and electronic reporting of performance test results. This action also lifts the stay of requirements for process contact cooling towers at existing sources in one Group IV Polymers and Resins subcategory, issued on February 23, 2001. The revisions to the final rules maintain the level of environmental protection or emissions control on sources regulated by these rules.		<a href="#">NDEQ Air Toxics Notebook Subpart JJJ</a>
					<a href="#">NDEQ Air Toxics Notebook Subpart MMM</a>
					<a href="#">NDEQ Air Toxics Notebook Subpart PPP</a>
Definition of VOC's  40 CFR Part 51	3/27/14	<a href="#">Proposed Rule</a>	The Environmental Protection Agency (EPA) is proposing to revise the regulatory definition of volatile organic compounds (VOCs) under the Clean Air Act (CAA). This proposed revision would add 2-amino-2-methyl-1-propanol (also known as AMP; CAS number 124-68-5) to the list of compounds excluded from the regulatory definition of VOCs on the basis that this compound makes a negligible contribution to tropospheric ozone formation. In the "Rules and Regulations" section of this Federal Register, we are making this same amendment as a direct final rule without a prior proposed rule. If we receive no adverse comment, we will not take further action on this proposed rule.	Comments must be received on or before May 27, 2014.	

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Updates to Trade Language  Protection of Stratospheric Ozone  40 CFR Part 82	3/26/14	<a href="#">Direct Final Rule</a>	The Environmental Protection Agency (EPA) is issuing this direct final rule to update: Regulations governing trade of HCFCs to reflect that HCFC control measures have now taken effect for Parties operating under Article 5 of the Montreal Protocol; references to Party ratification status; commodity codes for ozone depleting substances to address changes made in 2012 by the U.S. International Trade Commission; and other minor provisions. We are making these revisions to ensure that EPA regulations are consistent with the United States obligations under Montreal Protocol and the Clean Air Act, to ensure that companies importing ozone-depleting substances refer to accurate commodity codes, and to streamline and clarify regulatory content.	This direct final rule is effective on June 24, 2014 without further notice, unless EPA receives adverse comment by April 25, 2014.	<a href="#">EPA's Stratospheric Ozone Website</a>
Petroleum and Natural Gas Systems  GHG Reporting Rule  40 CFR Part 98  Subpart W	3/10/14	<a href="#">Proposed Rule</a>	The EPA is proposing revisions and confidentiality determinations for the petroleum and natural gas systems source category and the general provisions of the Greenhouse Gas Reporting Rule. In particular, the EPA is proposing to revise certain calculation methods, amend certain monitoring and data reporting requirements, clarify certain terms and definitions, and correct certain technical and editorial errors that have been identified during the course of implementation. This action also proposes confidentiality determinations for new or substantially revised data elements contained in these proposed amendments, as well as proposes a revised confidentiality determination for one existing data element.	Comments must be received be April 24, 2014.	<a href="#">EPA's Greenhouse Gas Reporting Program Website</a>
Test Methods and Testing Regulations  40 CFR Part 51, 60, 61	2/27/14	<a href="#">Final Rule</a>	This action promulgates technical and editorial corrections for source testing of emissions and operations. Some current testing provisions contain inaccuracies and outdated procedures, and new alternatives that have been approved are being added. These revisions will improve the quality of data and will give testers additional flexibility to use the newly approved alternative procedures.	Effective February 27, 2014	
GHG Emissions from Electric Utility Generating Units  NSPS  40 CFR Part 60	2/26/14	<a href="#">Notice of Data Availability</a>	The EPA is issuing this NODA in support of the proposed rule titled "Standards of Performance for Greenhouse Gas Emissions From New Stationary Sources: Electric Utility Generating Units" that was published on January 8, 2014. Through this NODA and the technical support document it references, the EPA solicits comment on its interpretation of the provisions in the Energy Policy Act of 2005, including the federal tax credits contained in that Act, which limit the EPA's authority to rely on information from facilities that received assistance under that Act. The EPA believes those provisions do not alter the EPA's determination in the proposed rule that the best system of emission reduction for new fossil fuel-fired boiler and integrated gasification combined cycle electric utility generating units is partial carbon capture and sequestration.	Comments must be received by May 9, 2014	<a href="#">EPA Carbon Pollution Standards</a>

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New Residential Wood Heaters  NSPS  40 CFR Part 60  Subpart AAA; QQQQ; RRRR	2/3/14	<a href="#">Proposed Rule</a>	The EPA is proposing to amend the Standards of Performance for New Residential Wood Heaters and to add two new subparts: Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces and Standards of Performance for New Residential Masonry Heaters. This proposal is aimed at achieving several objectives for new residential wood heaters and other wood-burning appliances, including applying updated emission limits that reflect the current best systems of emission reduction; eliminating exemptions over a broad suite of residential wood combustion devices; strengthening test methods as appropriate; and streamlining the certification process. This proposal does not include any requirements for heaters solely fired by gas, oil or coal. In addition, it does not include any requirements associated with appliances that are already in use.	Comments must be received by May 5, 2014 Public Hearing on February 26, 2014 in Boston, MA	<a href="#">NDEQ NSPS Notebook Subpart AAA</a>
Review of Ozone Standards  NAAQS	1/29/14	<a href="#">Draft Documents</a>	On or about January 31, 2014, the Office of Air Quality Planning and Standards (OAQPS) will make available for public comment three draft documents prepared as part of the current review of the national ambient air quality standards (NAAQS) for Ozone (O3). Two are draft risk and exposure assessment documents: Health Risk and Exposure Assessment for Ozone, Second External Review Draft and Welfare Risk and Exposure Assessment for Ozone, Second External Review Draft, and the third is the draft policy assessment document: Policy Assessment for the Review of the Ozone National Ambient Air Quality Standards, Second External Review Draft.	Comments must be received by March 24, 2014	<a href="#">EPA Policy Documents</a>
Confidentiality Determinations  Greenhouse Gas Reporting  40 CFR Part 98	1/22/14	<a href="#">Final Rule, Correction</a>	The Environmental Protection Agency (EPA) published a final rule in the Federal Register on November 29, 2013. The final rule amended the Greenhouse Gas Reporting Rule to implement technical corrections, clarifying revisions, and other amendments to improve the quality and consistency of the data collected by the EPA, including amendments to the Reporting Rule's table of global warming potentials to revise the values for certain greenhouse gases. An error in the regulatory text is identified and corrected in this action.		<a href="#">EPA's Greenhouse Gas Reporting Program Website</a>
Fluorinated Gas Production  Greenhouse Gas Reporting  40 CFR Part 98  Subpart L	1/15/14	<a href="#">Comment Period Extension</a>	The EPA is announcing an extension of the public comment period for the proposed rule titled "Greenhouse Gas Reporting Program: Amendments and Confidentiality Determinations for Fluorinated Gas Production.	Comment period extended to February 20, 2014.	<a href="#">EPA's Greenhouse Gas Reporting Program Website</a>

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Production of: Acrylic and Modacrylic Fibers, Polycarbonate and Amino/Phenolic Resins  NESHAP  40 CFR Part 63  Subpart OOO, YY	1/9/14	<a href="#">Proposed Rule</a>	The EPA is proposing amendments, with regard to regulations applicable to three industrial source categories, to two national emission standards for hazardous air pollutants (NESHAP): NESHAP for Source Categories: Generic Maximum Achievable Control Technology Standards; and NESHAP: Manufacture of Amino/Phenolic Resins. The three source categories addressed in this action are Acrylic and Modacrylic Fibers Production, Polycarbonate Production and Amino/Phenolic Resins Production. For all three of these source categories, the EPA is proposing decisions concerning the residual risk and technology reviews along with numerous additional amendments. We estimate that these proposed amendments will reduce HAP emissions from these three source categories by a combined 22 tons per year.	Comments must be received on or before March 10, 2014.	<a href="#">NDEQ Air Toxics Notebook Page NESHAP OOO</a>  <a href="#">NDEQ Air Toxics Notebook Page NESHAP YY</a>
GHG Emissions from Electric Utility Generating Units  NSPS  40 CFR Part 60	1/8/14	<a href="#">Proposed Rule</a>	The EPA is proposing new standards of performance for new affected fossil fuel-fired electric utility steam generating units and stationary combustion turbines. This action proposes a separate standard of performance for fossil fuel-fired electric utility steam generating units and integrated gasification combined cycle units that burn coal, petroleum coke and other fossil fuels that is based on partial implementation of carbon capture and storage as the best system of emission reduction. This action also proposes standards for natural gas-fired stationary combustion turbines based on modern, efficient natural gas combined cycle technology as the best system of emission reduction. This action also includes related proposals concerning permitting fees under Clean Air Act Title V, the Greenhouse Gas Reporting Program, and the definition of the pollutant covered under the prevention of significant deterioration program.	Comments must be received on or before March 10, 2014. Public Hearing is scheduled for February 6, 2014.	<a href="#">EPA Carbon Pollution Standards</a>
GHG Emissions from Electric Utility Generating Units  NSPS  40 CFR Part 60	1/8/14	<a href="#">Withdrawal of Proposed Rule</a>	The United States EPA (EPA) is withdrawing the proposal for new source performance standards for emissions of carbon dioxide (CO <sub>2</sub> ), which was published on April 13, 2012, for new affected fossil fuel-fired electric utility generating units (EGUs). The EPA received more than 2.5 million comments on that notice and has received new information, which together necessitates substantial changes in the proposed requirements. These changes are of substantial consequence and are sufficient to merit withdrawal (i.e., rescission) of that notice of proposed rulemaking. At the same time, in a separate notice of proposed rulemaking published in today's Federal Register, the EPA is issuing new proposed requirements for new fossil-fuel-fired electric generating units, which are based on different analyses from the original proposal and would establish requirements that differ significantly from the original proposal.		<a href="#">EPA Carbon Pollution Standards</a>

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Secondary Lead Smelting  NESHAP  40 CFR Part 63  Subpart X	1/3/14	<a href="#">Direct Final Rule</a>	The Environmental Protection Agency (EPA) is taking direct final action to promulgate amendments to a final rule that revised national emission standards for hazardous air pollutants for existing and new secondary lead smelters. The final rule was published on January 5, 2012. This direct final action amends certain regulatory text to clarify compliance dates. Additionally, we are making amendments to clarify certain provisions in the 2012 final rule related to monitoring of negative pressure in total enclosures. This action also corrects typographical errors in a table listing congeners of dioxins and furans and the testing requirements for total hydrocarbons.	This rule is effective on March 4, 2014 without further notice, unless the EPA receives adverse comment by February 3, 2014.	<a href="#">NDEQ Air Toxics Notebook Page NESHAP X</a>